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**JAN 11 2008**

**OFFICE OF PETITIONS**

**COX SMITH MATHEWS  
INCORPORATED  
112 EAST PECAN STREET,  
SUITE 1800  
SAN ANTONIO TX 78205-1521**

|                            |   |                      |
|----------------------------|---|----------------------|
| In re Application of       | : |                      |
| Richard J. HICKEY, JR.     | : |                      |
| Application No. 10/643,729 | : | DECISION ON PETITION |
| Filed: August 19, 2003     | : | TO WITHDRAW          |
| Attorney Docket No. 505/1  | : | FROM RECORD          |
|                            | : |                      |

This is a decision on the Request to Withdraw as attorney or agent of record under 37 C.F.R. § 1.36(b), filed February 28, 2007.

The request is **APPROVED**.

A grantable request to withdraw as attorney/agent of record must be signed by every attorney/agent seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a).

The request was signed by Sean Liam Kelleher on behalf of all attorneys/agents of record.

All attorneys/agents of record have been withdrawn.

Applicant is reminded that there is no attorney of record at this time.

The request to change the correspondence of record is not acceptable as the requested correspondence address is not that of: (1) the first named signing inventor; or (2) an intervening assignee of the entire interest under 37 C.F.R. 3.71. All future communications from the Office will be directed to the inventor at the first copied address below until otherwise properly notified by the applicant.

In order to request or take action in a patent matter, the assignee must establish its ownership of the patent to the satisfaction of the Director. In this regard, a Statement under 37 CFR 3.73(b) must have either: (i) documentary evidence of a chain of title from the original owner to the assignee (*e.g.*, copy of an executed assignment), and a statement affirming that the documentary evidence of the chain of title from the original owner to the assignee was or concurrently is being submitted for recordation pursuant to § 3.11; or (ii) a statement specifying where documentary evidence of a chain of title from the original owner to the assignee is recorded in the assignment records of the Office (*e.g.*, reel and frame number).

There are no outstanding Office actions pending at the present time.

Telephone inquiries concerning this decision should be directed to the undersigned at 571-272-6735.



Diane Goodwyn  
Petitions Examiner  
Office of Petitions

cc: RICHARD J. HICKEY, JR.  
2172 WHITE BIRCH DR.,  
YORKTOWN HEIGHTS, NY 10598

cc: COX SMITH MATTHEWS INCORPORATED  
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SAN ANTONIO, TX 78205



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UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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| APPLICATION NUMBER | FILING OR 371(C) DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|--------------------|-----------------------|-----------------------|------------------------|
| 10/643,729         | 08/19/2003            | Richard J. Hickey JR. | 22187.4813             |

CONFIRMATION NO. 4684

POWER OF ATTORNEY NOTICE

716

COX SMITH MATTHEWS INCORPORATED  
112 EAST PECAN STREET, SUITE 1800  
SAN ANTONIO, TX 78205-1521



Date Mailed: 01/11/2008

NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/28/2007.

- The withdrawal as attorney in this application has been accepted. Future correspondence will be mailed to the new address of record. 37 CFR 1.33.

/dcgoodwyn/

Office of Initial Patent Examination (571) 272-4000 or 1-800-PTO-9199